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14 Attorneys for Defendant
15 SAFEWAY INC.

16 UNITED STATES DISTRICT COURT
17
18 NORTHERN DISTRICT OF CALIFORNIA

19 MICHAEL RODMAN, on behalf of
20 himself and all others similarly situated,

21 Plaintiff,

22 v.

23 SAFEWAY INC.,

24 Defendant.

Case No. 3:11-CV-03003 JSW

**~~PROPOSED~~ ORDER MODIFYING
BRIEFING SCHEDULE**

The Honorable Jeffrey S. White

ORDER

Having considered the parties' stipulation and good cause appearing, the Court orders the following briefing schedule for plaintiff's Motion for Class Certification:

a. **Motion for Class Certification:**

Plaintiff's class certification motion and all supporting papers shall be filed on or before January 31, 2013;

b. **Safeway's Opposition:**

If Plaintiff does not submit any expert report in connection with his motion for class certification, Safeway shall have 45 days to submit its opposition and any supporting papers including any expert report(s).

If Plaintiff does submit an expert report in connection with his motion for class certification, Safeway shall have 75 days to complete any fact and/or expert discovery relevant to the report and submit its opposition and supporting papers, including any expert or rebuttal reports.

c. **Plaintiff's Reply:**

If Safeway does not submit any expert report in connection with its opposition, Plaintiff shall have 30 days to submit his reply in support of class certification.

If Safeway does submit any expert report in connection with its opposition, Plaintiff shall have 75 days to complete any fact and/or expert discovery relevant to the report and submit his reply and supporting papers, including any expert or rebuttal reports.

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2 Dated: October 5, 2012

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5 The Honorable Jeffrey S. White
6 United States District Judge
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